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State of Utah

DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER
Executive Director

Division of Oil, Gas and Mining

JOHN R. BAZA
Division Director

May 29, 2012

Glen Eurick
Kennecott Utah Copper, LLC
4700 Daybreak Parkway
South Jordan, Utah 84095

Subject: Conditional Tentative Approval of Notice of Intention to Commence Large Mining Operations, Kennecott Utah Copper LLC, Bonneville Borrow Mine, M/035/0046, Salt Lake County, Utah

Dear Mr. Eurick:

The Division of Oil, Gas and Mining tentatively approves the referenced Notice of Intention to Commence Large Mining Operations (Notice) subject to public notice and the following condition:

Condition:

Thirty days (30) prior to the operation of the facility, please include in the Notice a copy of the Approval Order from the Division of Air Quality if it is required, or please notify the Division if it is not required.

The notice of tentative approval will be published in the appropriate Salt Lake County newspapers (copy attached). This will begin a 30-day public comment period. The Division will also notify the Resource Development Coordinating Committee (RDCC). If no substantive comments are received during the public comment period, the Division will then issue its final approval for this project. Changes to the Notice may be needed if substantive comments are received. Prior to issuing final approval, the Division requires that you provide:

1. A Reclamation Contract (Form MR-RC) and reclamation surety in the amount of \$5,290,096. Please contact Penny Berry at 801-538-5291 or by e mail at bondcoordinator@utah.gov to obtain the appropriate bond and reclamation contract forms.

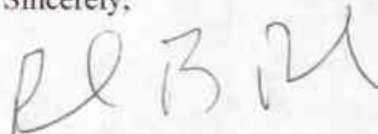


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2. If available, an electronic copy of the mine disturbed area in the original autocad, shape, or other file format. Please include the projection and datum information with this file. Contact danielsmith@utah.gov, 801-538-5292 for further information or questions.

Thank you for your cooperation and patience in completing this permitting process. If you have any questions regarding this letter, please contact me at 801-538-5261 or Leslie Heppler at 801-538-5257.

Sincerely,

A handwritten signature in dark ink, appearing to read 'PBB', is written above the printed name.

Paul B. Baker
Minerals Program Manager

PBB: lah: eb
Enclosure: Public notice
cc: DBacon@utah.gov
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